

**SUBSTITUTE NO. 1 TO ORDINANCE NO. 12-076**

Rev. 1  
#3767

Sponsors:

Council  
President  
Griffiths

Council  
Members  
Freel  
M. Brown  
Shabazz  
Cabrera  
D. Brown  
Chukwuocha  
Walsh  
Kelley  
Prado  
Ignudo

**AN ORDINANCE CONSTITUTING BUDGET AMENDMENT NO. 3 TO  
ORDINANCE NO. 12-019 TO AMEND THE POSITION ALLOCATION LIST  
FOR FISCAL YEAR 2013 BY MAKING CHANGES IN THE CITY COUNCIL  
OFFICE; AND APPROPRIATE THE USE OF CATV FUND BALANCE BY  
AMENDING THE FY2013 OPERATING BUDGET ORDINANCE**

**WHEREAS**, the Council has enacted Amendment No. 2 to Ordinance No. 12-019, with Substitute No. 1 to Ordinance No. 12-066 which is the Annual Operating Budget for Fiscal Year 2013 to which is attached the position allocation list for that year; and

**WHEREAS**, the Council deems it appropriate to amend the said position allocation list in accordance herewith, the provisions hereof having been reviewed by the Administrative Board prior to introduction of this Ordinance; and

**WHEREAS**, Council deems it appropriate to allocate some of the Cable Television Franchise Fund (CATV Fund) balance that as of June 30, 2012 has accrued a fund balance of \$775,204.38; and \$327,093 of the CATV Fund balance shall be appropriated accordingly for WITN's major equipment, renovations, and operating costs; and \$41,616 of the CATV Fund balance shall be transferred to the General Fund in City Council to absorb the midyear cost of staffing changes that impact the General Fund; and

**WHEREAS**, the City has received additional revenue from the State Statutory Trust Filing fees, the Council deems it appropriate, with the support of Mayor James M. Baker, to appropriate \$66,000 for youth initiatives from the Unassigned Fund Balance.

**THE COUNCIL OF THE CITY OF WILMINGTON HEREBY ORDAINS:**

**SECTION 1.** The Position Allocation List for Fiscal Year 2013, a copy which is attached to the Annual Operating Budget Ordinance for Fiscal Year 2013, is hereby amended by making the following changes (see attachment A):

a) In the City Council make the following changes:

1. Change the title of "Legislative Advisor" to "Legislative Director", grade "EXT", at an annual salary of \$90,000.
2. Change the title of "Legislative Analyst – Communications" to "Legislative Analyst".
3. Change the title of "Legislative Analyst – Finance" to "Deputy Chief of Staff", at an annual salary of \$90,500.
4. Add a position of "Director of Communications and Policy Development", at an annual salary of \$89,000 to be funded from the Cable Television Franchise Fund annually.
5. Create the position of "Bailiff/Legislative Analyst", at an annual salary of \$46,000.
6. Change the salary of the "Chief of Staff" to \$102,000.
7. Change the salary of the "City Clerk" to \$75,000.
8. Change the title of 1 "Senior Producer Director" to "Producer Director", at an annual salary of \$40,000.
9. Change the salary of the Traffic & Web Content Coordinator to \$40,000.

10. Add the title of President Pro Tempore to the position allocation list.

**SECTION 2. Use of CATV Fund Balance.** The following CATV Funds are hereby authorized and approved for Fiscal Year 2013 to be appropriated as follows:

- 1) The CATV Fund balance as of June 30, 2012 has accrued a fund balance of \$775,204.38. \$327,093 of the CATV Fund Balance shall be appropriated as follows within the CATV Fund:
  - a. Personal Services \$77,093
  - b. MSE \$250,000
- 2) Transfer from the CATV Fund to the General Fund the amount of \$41,616 to be appropriated as follows for FY2013:
  - a. Personal Services \$41,616 (City Council Department)

**SECTION 3. Use of Unassigned Fund Balance.** The following General Funds are hereby authorized and approved for Fiscal Year 2013 to be appropriated to the City Council budget:

- 1) MSE \$66,000 (City Council)

**SECTION 4.** This Substitute Ordinance shall become effective upon its passage by City Council and approval of the Mayor.

First Reading.....December 6, 2012  
Second Reading.....December 6, 2012  
Third Reading..... December 13, 2012

Passed by City Council, December 13, 2012

Norman D. Griffiths  
President of City Council 12/13/12

ATTEST: Maribel Seijo  
City Clerk

Approved as to form this 11<sup>th</sup>  
day of December, 2012.

John R. Sheridan  
City Solicitor

Approved this 17<sup>th</sup> day of Dec, 2012.

James M. Baker  
Mayor

**Fiscal Impact:**

CATV Fund Personal Services **\$77,093:**

1. \$15,000 Temporary Salaries
2. \$62,093 Director of Communications and Policy Development  
(funding for 6 months)

CATV MSE **\$250,000:**

1. Funding for major equipment, renovations, and operating needs for WITN

General Fund Personal Services **\$41,616** (cost to be absorbed by CATV Fund)

1. \$34,431 Bailiff/Legislative Analyst (funding for 6 months in FY13)
2. \$ 7,185 Funding for 6 months in FY13 for changes to PAL.

General Fund MSE **\$66,000**

1. Funding for youth initiatives for Wilmington City Council additional revenue from the State Statutory Filing Fees (unassigned fund balance)

**SYNOPSIS/FISCAL IMPACT:** This Substitute Ordinance amends the position allocation list for FY2013 by making certain changes in the City Council Office inclusive of adding 2 new positions for a total of 29 positions; appropriates the use of \$368,709 of the \$775,204.38 CATV Fund Balance by appropriating \$327,093 in the CATV Fund for major equipment, renovations, and operating needs for WITN; and \$41,616 transferred to the General Fund to absorb midyear staffing changes in the General Fund for the City Council Department; and \$66,000 has been added for youth initiatives to City Council appropriated from the unassigned fund balance.

**Attachment A**  
**Fund: General**  
**Department: City Council**  
**Fiscal Year 2013**

<b><u>Job Title</u></b>	<b><u>No.</u></b>	<b><u>Grade</u></b>	<b>Revenues</b>	
			<b><u>City</u></b>	<b><u>Special</u></b>
President of City Council	1.00	Ext	1.00	0.00
Finance Chairman	1.00	Ext	1.00	0.00
President Pro Tempore	1.00	Ext	1.00	0.00
Council Members	10.00	Ext	10.00	0.00
Administrative Assistant/Deputy City Clerk	1.00	Ext	1.00	0.00
Bailiff/Legislative Analyst	1.00	Ext	1.00	0.00
Cable/Communications Producer/Director	4.00	Ext	4.00	0.00
Cable/Communications Senior Producer/Director	2.00	Ext	2.00	0.00
Chief of Staff	1.00	Ext	1.00	0.00
City Clerk	1.00	Ext	1.00	0.00
Deputy Chief of Staff	1.00	Ext	1.00	0.00
Director of Communications and Policy Development	1.00	Ext	0.00	1.00
Legislative Analyst	1.00	Ext	1.00	0.00
Legislative Director	1.00	Ext	1.00	0.00
Station Manager-WITN	1.00	Ext	1.00	0.00
Traffic & Web Content Coordinator	1.00	Ext	1.00	0.00
<b>DEPARTMENT TOTAL</b>	<b>29.00</b>		<b>28.00</b>	<b>1.00</b>